

~~STATES IS PRINCIPALLY MANAGED AND DIRECTED. IT SHALL BE PRESUMED, SUBJECT TO REBUTTAL, THAT THE LOCATION FROM WHICH THE FINANCIAL INSTITUTION'S TRADE OR BUSINESS IS PRINCIPALLY MANAGED AND DIRECTED IS THE STATE OF THE UNITED STATES OR THE DISTRICT OF COLUMBIA TO WHICH THE GREATEST NUMBER OF EMPLOYEES ARE REGULARLY CONNECTED OR OUT OF WHICH THEY ARE WORKING, IRRESPECTIVE OF WHERE THE SERVICES OF SUCH EMPLOYEES ARE PERFORMED, AS OF THE LAST DAY OF THE TAXABLE YEAR.~~

~~(5) "COMPENSATION" MEANS WAGES, SALARIES, COMMISSIONS AND ANY OTHER FORM OF REMUNERATION PAID TO EMPLOYEES FOR PERSONAL SERVICES THAT ARE INCLUDED IN SUCH EMPLOYEE'S GROSS INCOME UNDER THE INTERNAL REVENUE CODE. IN THE CASE OF EMPLOYEES NOT SUBJECT TO THE INTERNAL REVENUE CODE, THE DETERMINATION OF WHETHER SUCH PAYMENTS WOULD CONSTITUTE GROSS INCOME TO SUCH EMPLOYEES UNDER THE INTERNAL REVENUE CODE SHALL BE MADE AS THOUGH SUCH EMPLOYEES WERE SUBJECT TO THE INTERNAL REVENUE CODE.~~

~~(6) "CREDIT CARD" MEANS CREDIT, TRAVEL, OR ENTERTAINMENT CARD.~~

~~(7) "CREDIT CARD ISSUER'S REIMBURSEMENT FEE" MEANS THE FEE A FINANCIAL INSTITUTION RECEIVES FROM A MERCHANT'S BANK BECAUSE ONE OF THE PERSONS TO WHOM THE FINANCIAL INSTITUTION HAS ISSUED A CREDIT CARD HAS CHARGED MERCHANDISE OR SERVICES TO THE CREDIT CARD.~~

~~(8) "EMPLOYEE" MEANS, WITH RESPECT TO A PARTICULAR FINANCIAL INSTITUTION, ANY INDIVIDUAL WHO, UNDER THE USUAL COMMON LAW RULES APPLICABLE IN DETERMINING THE EMPLOYER-EMPLOYEE RELATIONSHIP, HAS THE STATUS OF AN EMPLOYEE OF THAT FINANCIAL INSTITUTION.~~

~~(9) (I) "GROSS RENTS" MEANS THE ACTUAL SUM OF MONEY OR OTHER CONSIDERATION PAYABLE FOR THE USE OR POSSESSION OF PROPERTY.~~

~~(II) "GROSS RENTS" INCLUDES:~~

~~1. ANY AMOUNT PAYABLE FOR THE USE OR POSSESSION OF REAL PROPERTY OR TANGIBLE PROPERTY WHETHER DESIGNATED AS A FIXED SUM OF MONEY OR AS A PERCENTAGE OF RECEIPTS, PROFITS, OR OTHERWISE;~~

~~2. ANY AMOUNT PAYABLE AS ADDITIONAL RENT OR IN LIEU OF RENT, SUCH AS INTEREST, TAXES, INSURANCE, REPAIRS, OR ANY OTHER AMOUNT REQUIRED TO BE PAID BY THE TERMS OF A LEASE OR OTHER ARRANGEMENT; AND~~

~~3. A PROPORTIONATE PART OF THE COST OF ANY IMPROVEMENT TO REAL PROPERTY MADE BY OR ON BEHALF OF THE FINANCIAL INSTITUTION WHICH REVERTS TO THE OWNER OR LESSOR UPON TERMINATION OF A LEASE OR OTHER ARRANGEMENT. THE AMOUNT TO BE INCLUDED IN GROSS RENTS IS THE AMOUNT OF AMORTIZATION OR DEPRECIATION ALLOWED IN COMPUTING THE TAXABLE INCOME BASE FOR THE TAXABLE YEAR. HOWEVER, WHERE A BUILDING IS ERECTED ON LEASED LAND BY OR ON BEHALF OF THE~~